

SIKKIM



GOVERNMENT

GAZETTE

**EXTRAORDINARY
PUBLISHED BY AUTHORITY**

Gangtok

Wednesday 2nd September, 2015

No. 334

**TRANSPORT DEPARTMENT
MOTOR VEHICLES DIVISION
YATAYAT BHAWAN
GOVERNMENT OF SIKKIM**

No.GOS/MV/T/2015-16/Adm./285/15

Dated: 01/09/2015

NOTIFICATION

Whereas the Hon'ble Chief Minister of Sikkim on 17th August, 2012 had made an announcement of grant of ex-gratia payment of ₹ 2.00 lakhs to the next of kin of the drivers killed on road accident. The payment of ex-gratia was intended to give immediate relief to the kin of the deceased driver and as a gesture of welfare initiation by the Government;

And Whereas the Hon'ble Chief Minister has deemed it expedient to enhance the ex-gratia grant from ₹ 2.00lakhs to ₹ 3.00 lakhs in order to meet the unusual hardship arising out of day by day hike in prices;

And Whereas the payment of ex-gratia shall be provided by the Motor Vehicles Division of the Transport Department who is the Nodal Department for licensing and registering of motor vehicles;

And Whereas the State Government shall pay ex-gratia grant to the next of kin of the deceased driver on death as a consequence of an accident occurring during the course of journey in transport and in government vehicles excluding private vehicles having valid permit as required under the Motor Vehicles Act, 1988 and rules made thereunder subject to levy of road tax under the Act and surcharge as the case may be notwithstanding whether such tax or surcharge has been paid or not by the owner at the time of occurrence of the accident;

And Whereas the ex-gratia grant shall be payable to the holder of Sikkim Subject Certificate or Certificate Of Identification or Residential Certificate;

Now therefore; in order to achieve the above objectives, the State Government is hereby pleased to enhance the amount of ex-gratia from ₹ 2.00 lakhs to ₹ 3.00 lakhs for payment to the kin of the deceased driver killed in road accident, as under:-

1. Application for payment of ex-gratia grant:-

- (1) The application for payment of ex-gratia shall be made in the application form annexed herewith, by the dependent and the same shall be submitted to the State Transport Authority, Motor Vehicles Division, Transport Department.
- (2) The application form shall be accompanied by the following documents; namely:-
 - (a) Medical Certificate and Post-mortem Report from the concerned authority stating that the deceased driver was not involved into drugs/psychotropic substances during the time of accident.
 - (b) Technical Report of vehicle from the Office of Sr. RTO/RTO stating that the cause of Road Traffic Accident was not due to negligence, speeding and trial, or any other activities.
 - (c) All documents of vehicle and categorized driving license of deceased driver.
 - (d) FIR
 - (e) Succession Certificate
 - (f) Income Certificate
 - (g) Recommendation from District Collector/Superintendent of Police /Sr.RTO or RTO.
- (3) No application for payment of ex-gratia grant shall be entertained unless it is made within 1(one) year from the date of the accident:

Provided that the State Government may consider any application for grant of ex-gratia grant in exceptional cases on merit which is made after the expiry of the period of 1(one) year if there are good and sufficient reasons for not filing the application within 1(one) year.

2. Settlement and payment of ex-gratia grant:-

- (1) On receipt of the application in the Application form, alongwith essential documents and recommendation of DC/SP/Sr.RTO or RTO the State Transport Authority shall after satisfying and ensuring that all essential requirements have been adhered to, sanction the ex-gratia grant.
- (2) On receipt of the sanction of payment of the ex-gratia grant from the State Government, the State Transport Authority shall endeavour to disburse the same to the applicant, either directly or through any other authority having jurisdiction over the area where the applicant is residing at the time of sanction of grant.

By order and in the name of the Governor.

**S.B.S. Bhadauria, IFS
Secretary to the Government of Sikkim
Transport Department**

APPLICATION FORM

Photograph of
the deceased

Photograph of
the applicant

To

The Secretary
State Transport Authority
Motor Vehicles Division
Transport Department
Government of Sikkim

Sir,

I son/daughter/wife

of Shri hereby apply as a dependent for payment of

ex-gratia grant on account of death of
in a motor vehicle accident.

1	Name & Father's name of the deceased	
2	Full address of the deceased	
3	Place, date and time of the accident	
4	Name and address of the place/station where the accident took place or was registered	
5	Name, and address of the Medical officer who attended on the deceased driver	
6	Registration No. & Type of the vehicle involved in the accident	
7	Name and address of the owner of the vehicle	
8	Name and address of the applicant	
9	Relationship with the deceased	

10	Title to the property of the deceased	
11	Amount of ex-gratia grant claimed	
12	Any other information that may be necessary or helpful in the processing of the claim	

I,, solemnly declare that the particulars given above are true and correct to the best of my knowledge.

Signature or thumb impression
of the applicant

Certified that I personally know

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He/she is the only legal representative/ heir

of the deceased

Name & Signature of the person
Identifying the claimant

1. Recommendation of Sr.RTO/RTO

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2. Recommendation of Superintendent of Police

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3. Recommendation of District Collector

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